

154143/0008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Payne, et al

Serial No. : 08/970,655

Filed : 11/14/97

For : CONTACT ALERTS FOR  
UNCONNECTED USERS

Examiner : Unassigned

Art Unit : 2756

CERTIFICATE OF MAILING  
UNDER 37 CFR 1.08

January 28, 1999

I hereby certify that this paper or fee is being deposited with the United States Postal Service as First Class Mail on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

David Taub

Typed or Printed Name of Person Mailing Paper or Fee

A handwritten signature of "David Taub" in black ink.

Signature of Person Mailing Paper or Fee

POWER OF ATTORNEY BY ASSIGNEE  
AND REVOCATION OF PREVIOUS POWERS RECEIVED  
AND CERTIFICATION UNDER 37 C.F.R. 3.73(B)

MAR 23 1999

Assistant Commissioner for Patents  
Washington, D.C. 20231

Group 2700

Sir:

AirMedia, Inc., ("assignee"), a California corporation having a place of business at 11 East 26<sup>th</sup> Street, 16<sup>th</sup> Floor, New York, New York 10010-1402, certifies that to the best of assignee's knowledge and belief it is the assignee of the entire right, title, and interest in and to the above-referenced patent and represents that the undersigned is a representative authorized and empowered to sign on behalf of the assignee.

Assignee has reviewed the assignment document that evidences the placement of title in the assignee, a true and correct copy of which is attached hereto, and upon information and belief that assignment document has been submitted for recordation in the U.S. Patent and Trademark Office.

Pursuant to 37 C.F.R. §§ 1.36 and 3.71, the assignee hereby revokes all powers of attorney previously given and appoints:

<u>Attorney</u>	<u>Reg. No.</u>	<u>Attorney</u>	<u>Reg. No.</u>
Norman E. Brunell	26,533	Samuel K. Lu	40,707
Robert Steinberg	33,144	Paul Backofen	42,278
Bruce D. Kuyper	33,937	David Rosmann	43,059
Gary Frischling	35,515	Peter Wied	43,264
Sharon Wong	37,760		

Serial No.: 08/970,555

PATENT

(all of the same address), and any and all attorneys associated therewith after this date, individually and collectively my attorneys to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent.

Pursuant to 37 C.F.R. § 3.71, the assignee hereby states that prosecution of the above-referenced patent is to be conducted to the exclusion of the inventor(s). Send all future correspondence and direct all telephone calls to:

Dee Henderson

Irell & Manella LLP  
1800 Avenue of the Stars, Suite 900  
Los Angeles, California 90067

(310) 277-1010

I hereby declare that all statement made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

ASSIGNEE OF INTEREST:

AirMedia, Inc.

Dated: 1/25/99

By: 

Name: David Rose

Title: Chief Executive Officer

AUGUST 04, 1998



6328-115  
JMA/MJC  
Forsen

UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office  
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OF PATENTS AND TRADEMARKS  
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FULBRIGHT & JAWORSKI L.L.P.  
JOHN M. MAY, ESQ.  
865 SOUTH FIGUEROA STREET, 29TH FLOOR  
LOS ANGELES, CA 90017



\*100728140A\*

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UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION  
OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS  
AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER  
REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE  
INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA  
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FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY  
CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.  
PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE,  
ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, *noted*,  
SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/04/1998

REEL/FRAME: 9202/0793  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PAYNE, JOHN M.

DOC DATE: 04/21/1998

ASSIGNOR:

VON KAENEL, TIM

DOC DATE: 04/20/1998

ASSIGNEE:

AIRMEDIA, INC.  
3501 JAMBOREE ROAD  
SOUTH TOWER, SUITE 400  
NEWPORT BEACH, CALIFORNIA 92660

SERIAL NUMBER: 08970655

FILING DATE: 11/14/1997  
PATENT NUMBER:

ISSUE DATE:

TONYA LEE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

06-04-1998

Ref No.: 6328-115X (975342)

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(Rev. 3-93)  
OMB No. 0651-0011 (exp. 4/94)  
Cop. 95-97 LegalStar

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

100728140



Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

Name of conveying party(ies):

M. Payne  
 Tim Von Kaenel

Additional names(s) of conveying party(ies) attached?

Yes  No

2. Name and address of receiving party(ies):

Name: AirMedia, Inc.

Address: 3501 Jamboree Road

South Tower, Suite 400

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: April 20, 21, 1998

City: Newport Beach State/Prov.: CA

Country: USA ZIP: 92660

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Patent Application No. 08/970,655 Filing date

November 14, 1997

B. Patent No.(s)

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**MAR 23 1999**

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Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

6. Total number of applications and patents involved: 1

Name: John M. May, Esq.

7. Total fee (37 CFR 3.41): ..... \$ 40.00

Registration No. 26,200

Enclosed

Authorized to be charged to deposit account

Address: FULBRIGHT & JAWORKSILL.P.

865 South Figueroa Street

29th Floor

8. Deposit account number:

50-0337

City: Los Angeles State/Prov.: CA

Country: USA ZIP: 90017

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

**JOHN M. MAY, ESQ.**

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 32

When recorded please return to  
FULBRIGHT & JAWORSKI L.P.  
865 S. Figueroa Street, 29th Floor  
Los Angeles, CA 90017-2571

PATENT APPLICATION

ATTORNEY DOCKET NO. 6328-115 (975842)

### ASSIGNMENT OF PATENT APPLICATION

We, the undersigned (each) have agreed and hereby agree to assign to AirMedia, Inc. a Division of EX MACHINA, INC., a California corporation having its principal place of business at 3501 Jamboree Road, to AirMedia, and do hereby assign and transfer to AirMedia, its successors and assigns, the entire right, title and interest, including the right of priority, in, to and under an application for Letters Patent of the United States entitled:

### CONTACT ALERTS FOR UNCONNECTED USERS

Filing date: November 14, 1997      Serial No.: 08/970,655

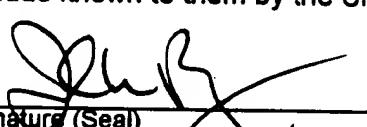
and the invention(s) and improvement(s) set forth therein, and any and all continuations, continuations-in-part (C-I-P's), divisionals, and renewals of and substitutes for said application for said Letters Patent, and any and all Letters Patent of the United States and of countries foreign thereto which may be granted thereon or therefor; and any reissues, or reexaminations, or extensions of said Letters Patent.

we additionally authorize AirMedia to file applications in my/our name for Letters Patent in any country, to be held and enjoyed by AirMedia, its successors, assigns, nominees or legal representatives, to the full end of the term or terms for which said Letters Patent respectively may be granted, reissued or extended, as fully and entirely as the same would have been held and enjoyed by us had this assignment, and transfer not been made;

AND we hereby covenant that We have full right to convey the entire interest herein assigned, and that We have not executed and will not execute any agreement in conflict herewith, and We further covenant and agree that we will, each time a request is made, and without undue delay, execute and deliver all such papers as may be necessary or desirable to perfect the title to said invention(s) or improvement(s), said application and said Letters Patent, to AirMedia, its successors, assigns, nominees or legal representatives, and we agree to communicate to AirMedia, or to its nominee, all known facts respecting said invention(s) or improvement(s), said application and said Letters Patent, to testify in any legal proceedings, to sign all lawful papers, to execute all disclaimers and divisionals, continuations, C-I-P's, reissue and foreign applications, to make all rightful oaths and declarations, and generally to do everything possible to aid AirMedia, its successors, assigns, nominees and legal representatives to obtain and enforce, for its or their own benefit, proper patent protection for said invention(s) or improvement(s) in any and all countries provided the expenses which may be incurred by us in lending such cooperation and assistance are paid by AirMedia;

AND We hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue to AirMedia, as assignee of the entire right, title and interest, any and all Letters Patent for said invention(s) or improvement(s), including any and all Letters Patent of the United States which may be issued and granted on or as a result of the application aforesaid, in accordance with the terms of this assignment.

We further authorize and direct AirMedia attorneys to insert the serial number and filing date of said application now identified by the attorney docket number and title set forth above as soon as the same shall have been made known to them by the United States Patent and Trademark Office.

  
Inventor's Signature (Seal)

Inventor's typed Name: JOHN M. PAYNE

State of

County of

Date : 4/21/98

ss.:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1998, personally appeared JOHN M. PAYNE who is personally known or proved to me on the basis of satisfactory evidence to be the person who acknowledged the foregoing instrument of assignment to be his/her free act and deed.

Notary Public  
My commission expires:

**ASSIGNMENT OF PATENT APPLICATION (cont.)**

IN WITNESS WHEREOF, I we hereunto set my/our hand(s) and seal(s):

Inventor's Signature (Seal)

Date: 7/28/98

Inventor's typed Name: TIM VON KAENEL

Before me this \_\_\_\_ day of \_\_\_\_\_ 1998, personally appeared TIM VON KAENEL who is personally known or proved to me on the basis of satisfactory evidence to be the person who acknowledged the foregoing instrument of assignment to be his/her free act and deed.

Notary Public  
My commission expires:

---

**Inventor's Signature (Seal)**

**Date Signed:**

Inventor's typed Name:

Before me this \_\_\_\_\_ day of \_\_\_\_\_ 1998, personally appeared \_\_\_\_\_ who is personally known or proved to me on the basis of satisfactory evidence to be the person who acknowledged the foregoing instrument of assignment to be his/her free act and deed.

**Notary Public**  
My commission expires

---

**Inventor's Signature (Seal)**

**Date Signed:**

Inventor's typed Name:

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss. )

Before me this \_\_\_\_\_ day of \_\_\_\_\_, personally appeared \_\_\_\_\_ who is personally known or proved to me on the basis of satisfactory evidence to be the person who acknowledged the foregoing instrument of assignment to be his/her free act and deed.

**Notary Public**  
**My commission expires:**